

CLOSED

**U.S. District Court [LIVE]
Eastern District of TEXAS LIVE (Lufkin)
CIVIL DOCKET FOR CASE #: 9:05-cv-00193-RHC**

Equal Employment Opportunity Commission v. Horsetraders Inc
Assigned to: Judge Ron Clark
Cause: 42:2003 Job Discrimination

Date Filed: 09/30/2005
Jury Demand: None
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **David C Rivela**
Equal Employment Opportunity
Commission - (San Antonio)
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V.

Intervenor Plaintiff

Janette England

represented by **Alex Arthur Castetter**
 Stuckey Garrigan & Castetter
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 PO Box 631902
 Nacogdoches, TX 75963-1902
 936-560-6020
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V.

Defendant

Horsetraders Inc
doing business as
 Bullfrogs Restaurant

represented by **David Joseph Guillory**
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 Nacogdoches, TX 75961
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Defendant**Ricky Miller**

represented by **Paul Allen Robbins**
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/30/2005	<u>1</u>	COMPLAINT against Horsetraders Inc (Title VII--EEOC) , filed by Equal Employment Opportunity Commission.(djh,) (Entered: 09/30/2005)
09/30/2005		Filing fee waived --government entity (djh,) (Entered: 09/30/2005)
09/30/2005		Summons Issued as to Richard Miller and mailed back to atty for service. (djh,) (Entered: 09/30/2005)

09/30/2005	2	Magistrate Consent Form E-Mailed to Equal Employment Opportunity Commission atty of record (djh,) (Entered: 09/30/2005)
10/12/2005	3	MOTION to Intervene by Janette England. (Attachments: # 1 Supplement # 2 Text of Proposed Order)(Castetter, Alex) (Entered: 10/12/2005)
11/08/2005	4	<i>Original</i> ANSWER to Complaint by Horsetraders Inc.(Guillory, David) (Entered: 11/08/2005)
11/09/2005		Magistrate Consent Form Mailed to Horsetraders Inc (kjr,) (Entered: 11/09/2005)
11/17/2005	5	RESPONSE to Motion re 3 MOTION to Intervene filed by Horsetraders Inc. (Attachments: # 1 Text of Proposed Order)(Guillory, David) (Entered: 11/17/2005)
11/17/2005	6	ORDER governing proceedings. Signed by Judge Ron Clark on 11/17/05. (djh,) (Entered: 11/18/2005)
11/18/2005	7	REPLY to Response to Motion re 3 MOTION to Intervene filed by Janette England. (Castetter, Alex) (Entered: 11/18/2005)
11/23/2005	8	ORDER granting 3 Motion to Intervene and Janette England's is allowed to file her plaintiff-intervener original complaint . Signed by Judge Ron Clark on 11/23/05. (djh,) (Entered: 11/23/2005)
11/23/2005	9	Intervenor COMPLAINT , filed by Janette England (and adding Ricky Miller as additional defendant).(kjr,) (Entered: 11/28/2005)
11/28/2005		Magistrate Consent Form emailed to Janette England (kjr,) (Entered: 11/28/2005)
12/02/2005	10	Intervenor COMPLAINT, filed by Janette England.(Castetter, Alex) (Entered: 12/02/2005)
12/09/2005	11	NOTICE of Attorney Appearance by William C Backhaus on behalf of Equal Employment Opportunity Commission (Backhaus, William) (Entered: 12/09/2005)
01/03/2006	12	NOTICE of Attorney Appearance by Paul Allen Robbins on behalf of Ricky Miller, Horsetraders Inc (Robbins, Paul) (Entered: 01/03/2006)
01/06/2006	13	NOTICE of Disclosure by Equal Employment Opportunity Commission <i>Pursuant to Federal Rule of Civil Procedure 26(a)(1)</i> (Backhaus, William) (Entered: 01/06/2006)
01/06/2006	14	NOTICE of Disclosure by Janette England (Castetter, Alex) (Entered: 01/06/2006)
01/11/2006	15	REPORT of Rule 26(f) Planning Meeting. (Attachments: # 1 Text of Proposed Order)(Castetter, Alex) (Entered: 01/11/2006)
02/07/2006	16	SCHEDULING ORDER setting case specific deadlines, including docket call and final pretrial at 1:30 pm on 9/5/06 and jury selection at 9:00 am on 9/12/06. <u>The case management conference set for 2/13/06 is cancelled.</u> Signed by Judge Ron Clark on 2/7/06. (kjr,) (Entered: 02/07/2006)

03/06/2006	17	APPLICATION to Appear Pro Hac Vice by Attorney David C Rivela for Equal Employment Opportunity Commission. (Approved) (kjr,) (Entered: 03/06/2006)
03/27/2006	18	NOTICE of Attorney Appearance by David C Rivela on behalf of Equal Employment Opportunity Commission (Rivela, David) (Entered: 03/27/2006)
03/27/2006	19	First MOTION to Amend/Correct <i>Scheduling Order</i> by Equal Employment Opportunity Commission. (Attachments: # 1 Text of Proposed Order proposed order)(Rivela, David) (Entered: 03/27/2006)
03/27/2006	20	ORDER granting 19 Motion to enlarge deadline to conduct mediation to August 2006. The suggestion of mediation by 3/27/06 is deleted from the scheduling order. Signed by Judge Ron Clark on 3/27/06. (kjr,) (Entered: 03/28/2006)
05/08/2006	21	AMENDED COMPLAINT (<i>First</i>) against Horsetraders Inc, filed by Equal Employment Opportunity Commission.(Rivela, David) (Entered: 05/08/2006)
06/22/2006	22	Consent MOTION for Extension of Time to Complete Discovery by Horsetraders Inc. (Attachments: # 1 Text of Proposed Order)(Guillory, David) (Entered: 06/22/2006)
06/28/2006	23	ORDER that by July 24, 2006, at 4:00 p.m., the parties shall each submit directly to the Court an estimate of the time that party needs to complete the presentation of testimony in this case. The required statements should not be filed with the clerk, but should be submitted only to the court. Signed by Judge Ron Clark on 6/28/06. (kjr,) (Entered: 06/28/2006)
07/05/2006	24	NOTICE of Disclosure by Janette England (Castetter, Alex) (Entered: 07/05/2006)
07/20/2006	25	ORDER SCHEDILING MEDIATION CONFERENCEMediation Conference set for 8/4/200610:00 AM in Ctrm 403 (Texarkana) before Magistrate Judge Caroline Craven. Signed by Judge Caroline Craven on 7/20/06. (mpv,) (Entered: 07/20/2006)
07/21/2006	26	Witness List by Equal Employment Opportunity Commission. (djh,) (Entered: 07/21/2006)
07/25/2006	27	ORDER granting 22 Motion for Extension of Time to Complete Discovery until 8/30/06. Signed by Judge Ron Clark on 7/25/06. (kjr,) (Entered: 07/25/2006)
07/27/2006	28	NOTICE of Disclosure by Janette England (Castetter, Alex) (Entered: 07/27/2006)
07/31/2006	29	NOTICE by Janette England <i>Plaintiff-Intervenor's Notice Of Intent To Offer Certified Records</i> (Castetter, Alex) (Entered: 07/31/2006)
08/01/2006	30	NOTICE by Equal Employment Opportunity Commission <i>of Intent to Offer Certified Records</i> (Rivela, David) (Entered: 08/01/2006)
08/01/2006	31	ORDER ON LIMITATIONS OF TRIAL TIME. The court allocates 7 hours to plaintiff, 3.5 hours to plaintiff-intervenor and 9 hours to the defendant, in which to present their respective cases, including direct examination, redirect, cross and re-cross of all witnesses, but excluding time related to jury selection and opening and closing. Signed by Judge Ron Clark on 8/1/06. (kjr,) (Entered: 08/02/2006)

08/03/2006	32	AMENDED ORDER ON LIMITATIONS OF TRIAL TIME. The court now allocates 7 hours to plaintiff, 3.5 hours to plaintiff-intervenor and 9 hours to the defendant, in which to present their respective cases, including direct examination, redirect, cross and re-cross of all witnesses, but excluding time related to jury selection and opening and closing. Signed by Judge Ron Clark on 8/3/06. (kjr,) (Entered: 08/07/2006)
08/08/2006	34	ORDER ON CLOSING DOCUMENTS. All parties or their counsel shall submit to the court all papers necessary for the closing of this case and its removal from the active docket of this court on or before September 15, 2006. Signed by Judge Ron Clark on 8/8/06. (kjr,) (Entered: 08/09/2006)
08/09/2006	33	REPORT of Mediation Mediation result: Settled(mpv,) (Entered: 08/09/2006)
08/24/2006	35	MOTION for Settlement by Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit Consent Decree# 2 Text of Proposed Order Final Judgment and Order Entering Consent Decree)(Rivela, David) (Entered: 08/24/2006)
08/29/2006	36	CONSENT DECREE setting forth terms of injunction and settlement of case. Signed by Judge Ron Clark on 8/28/06. (kjr,) (Entered: 08/30/2006)
08/29/2006	37	FINAL JUDGMENT AND ORDER ENTERING CONSENT DECREE. Horsetraders, Inc. will bear all costs associated with implementing the provisions of the consent decree. The EEOC, Intervenor Janette England, and Defendant Horsetraders, Inc. and Ricky Miller shall bear their own costs and attorney's fees. Signed by Judge Ron Clark on 8/28/06. (kjr,) (Entered: 08/30/2006)

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